

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

JOE MICELI,

Plaintiff,

v.

Case No. 1:20-cv-01231 SMV/SCY

SOUTHWIND MANAGEMENT CORP.,  
SPINNAKER RESORTS INC. and Jane Does 1-10,

Defendants.

**STIPULATION OF DISMISSAL WITH PREJUDICE**

COME NOW the Plaintiff, by and through his counsel of record, Sid Childress, and Defendants Southwind Management Corp., and Spinnaker Resorts, Inc., by and through their counsel of record, Butt, Thornton, & Baehr, P.C. (Monica R. Garcia) and Ansa Assuncao LLP (Robert A. Assuncao and Steven F. Gooby), pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and stipulate to the dismissal of all causes of action brought, or which could have been brought, against all Defendants in the above styled cause, with prejudice. All parties shall bear their own costs and fees.

Respectfully submitted,

BUTT, THORNTON, & BAEHR

By:/s/ *Monica R. Garcia*  
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and

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*/s/ Sid Childress*

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*Attorney for Plaintiff*

I hereby certify that a true and correct copy  
of the foregoing was served via CM/ECF  
filing system to all counsel of record on this  
30<sup>th</sup> day of April 2021.

*/s/ Monica R. Garcia*

Monica R. Garcia